



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF  
HEIFETZ ET AL.

ART UNIT: 1638

EXAMINER: A. MEHTA

APPLICATION NO: 09/309,038

FILED: MAY 10, 1999

FOR: REGULATION OF GENE EXPRESSION

FEB 25 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE UNDER 37 CFR §1.111 WITH AMENDMENT**

Sir:

In response to the Office Action dated August 12, 2003, please enter the amendments and consider the remarks below. Submitted herewith are: 1) a Petition for an Extension of Time for three (3) months from November 12, 2003 to February 12, 2004 with the fee by credit card; 2) Exhibits 1-2 (Genbank D00115, and article by Bouzoubaa et al., J. Gen. Virol. 68:615-626 (1987)); 3) Declaration of Ian Evans under 37 CFR § 1.132 with Exhibits A-C; 4) Exhibit 3, presentation of Bucher et al. ; and 4) Exhibit 4, slide presentation of Prins on suppressors.